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ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS

DALLAS DIVISION

EXAS SEP -9 2009

CLERK, U.S. DISTRICT COURT

Deputy

U.S. DISTRICT COURT

ERN DISTRICT OF TEXAS

UNITED STATES OF AMERICA, Plaintiff,

. razni

Case No. 3:06-CR-369-0(1)

RONALD C. PEARSON,
Defendant-Movant.

Verified Motion and Request for Modification of Terms of Supervised Release

Comes now Ronald C. Pearson, Movant pro se, and requests the Court, pursuant to 18 U.S.C. § 3583(e)(2), to modify and reduce the period, terms, and conditions of supervised release heretofore ordered in the above captioned cause. In support of the motion, Defendant would show the Court:

- 1) That judgment in criminal case 3:06-CR-369-0(1) was imposed on Dec. 20, 2007 and Defendant was sentenced to 70 months incarceration and lifetime supervision for violation of 18 U.S.C. § 2252A(a)(2), Receipt of Child Pornography Through Interstate and Foreign Commerce;
- 2) That at sentencing, the Court imposed both standard and special conditions of supervised release (See Exhibit A);
 - 3) That as a direct result of Defendant Pearson's ongoing

cooperation and substantial assistance, the Government was able to achieve conviction in the related case of <u>U.S. v. George</u>, Case No. 3:07-CR-166-M(01) on May 20, 2008;

- 4) In that case, despite the substantial assistance provided by Pearson, Defendant George received a lower 66 month incarceration and only 3 years supervised release for violation of 18 U.S.C. § 2252A(a)(2) and 2 Receipt of Child Pornography and Aiding and Abetting (See Exhibit B);
- 5) That the special conditions of supervision imposed on Defendant Pearson were demonstrably more severe and factually inappropriate, resulting in an unwarranted sentence disparity between similarly situated defendants guilty of the same crime in the same jurisdiction;
- 6) That Defendant Pearson respectfully moves the Court to reduce by deletion or modify standard conditions 1, 9, 12, and 13 as discussed in the accompanying Memorandum of Law;
- 7) That Defendant Pearson respectfully moves the Court reduce by deletion or modify special conditions 1, 2, 3, 5, 8, and 9 as discussed in the accompanying Memorandum of Law;
- 8) That this motion is made in good faith in order to obtain the Court's learned guidance as to the defendant's future conduct obligations and restraints.

Wherefore, Defendant Ronald C. Pearson requests that the Court exercise its discretion and issue appropriate orders in

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modification of the period, terms, and conditions of the Defendant's supervised release order.

Respectfully Submitted,

Ronald C. Pearson Reg. No. 36037-177

Federal Correctional Inst.

P.O. Box 9000

Seagoville, TX 75159-9000

Certificate (Proof) of Service

I certify that on the 3rd day of Laptonber, 2009

I placed the original and suitable copies of Movant's "Verified Motion and Request for Modification of Terms of Supervised Release" in the prison mailbox, first class postage prepaid, and addressed to:

one (1) original and two (2) copies to:

Clerk, US District Court Northern District of Texas Earl Cabell Federal Building 1100 Commerce Street Dallas, Texas 75242

AND

one (1) copy to:

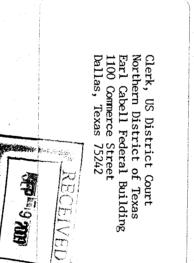
US Attorney's Office Earl Cabell Federal Building 1100 Commerce Street Dallas, Texas 75242

Ronald C. Pearson

Seagoville, Texas 75159-9000 Ronald C. Pearson
Reg. No. 36037-177
Federal Correctional Inst.
P.O. Box 9000



first class



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